



DANIEL HARRIGAN, MAYOR

CITY OF AKRON, OHIO

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Rich Swirsky, President Pro-Tem

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Ginger Baylor, At-Large	Donnie Kammer, Ward 7
Rich Swirsky, Ward 1	Shammas Malik, Ward 8
Phil Lombardo, Ward 2	Mike Freeman, Ward 9
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Russel Neal, Ward 4	www.akroncitycouncil.org

Council Agenda For May 03, 2021 - **DRAFT**

Regular Meeting held on April 26, 2021. All members were present except Swirsky. Minutes of the previous meeting approved.

CONSENT AGENDA

- 1 ORDINANCE approving the 2021 Consolidated Annual Action Plan including applications and certifications for the Community Development Block Grant ("Community Development"), the HOME Investment Partnership ("HOME") and Emergency Solutions Grant ("ESG") Programs; authorizing the Director of Planning and Urban Development to enter into all necessary contracts for the operation and term of the Programs; and declaring an emergency. PLANNING & ECONOMIC DEVELOPMENT
- 2 ORDINANCE authorizing the Mayor, or his designee, to accept title and ownership of real property located on 1st Street from the State of Ohio; and declaring an emergency. PLANNING & ECONOMIC DEVELOPMENT
- 3 ORDINANCE authorizing the purchase of 2074 South Main Street; authorizing the Mayor, or his designee, to enter into related agreements; and declaring an emergency. PLANNING & ECONOMIC DEVELOPMENT
- 4 ORDINANCE approving the addition of property located in Copley Township, Summit County Parcel #1508514, to the Copley-Akron Joint Economic Development District; authorizing the Mayor or his designee to amend the Copley-Akron JEDD agreement to include Summit County Parcel #1508514; and declaring an emergency. PLANNING &

ECONOMIC DEVELOPMENT

- 5 ORDINANCE approving the addition of property located in Coventry Township, Summit County Parcel #1902508, to the Coventry-Akron Joint Economic Development District; authorizing the Mayor or his designee to amend the Coventry-Akron JEDD agreement to include Summit County Parcel #1902508; and declaring an emergency. **PLANNING & ECONOMIC DEVELOPMENT**
- 6 ORDINANCE ratifying the actions of the Director of Public Service in contracting Thomarios for the emergency repairs at the Cascade Parking Deck; authorizing payment therefor; and declaring an emergency. **PUBLIC SERVICE**
- 7 RESOLUTION declaring it necessary to the improve various off-street parking facilities in the Kenmore Business District and the Canton Road Business District by sealing, resurfacing and repairing, painting parking space stripes, sweeping, removing snow, cleaning sewer openings, providing lawn, turf, shrub and tree maintenance, litter and other general clean-up and otherwise improving and maintaining the same, and all when and where necessary; and declaring an emergency. **PUBLIC SERVICE**

RULES (M. Freeman, Chair)

NO ITEMS

BUDGET & FINANCE (M. Freeman, Chair)

NO ITEMS

PLANNING & ECONOMIC DEVELOPMENT (J. Fusco, Chair)

FIRST READING & REFERRED - Up For Public Hearing May 10, 2021

- 1 ORDINANCE authorizing a Conditional Use to construct an over-sized garage at 280 Selden Avenue; and declaring an emergency. (4/26/21)
- 2 ORDINANCE authorizing a Conditional Use to place a rooftop sign at 1670 Firestone Parkway; and declaring an emergency. (4/26/21)

FIRST READING AND REFERRED - Up For Public Hearing May 17, 2021:

- 3 ORDINANCE authorizing a Conditional Use to expand a scrap and salvage business at 655 W. Wilbeth Road; and declaring an emergency. (4/26/21)

- 4 ORDINANCE authorizing a Conditional Use to construct a soccer field on the south side of W. Dartmore Avenue and the terminus of Sycamore Street; and declaring an emergency. (4/26/21)
- 5 ORDINANCE authorizing a Conditional Use to expand a construction yard and build an addition at 31 E. Lods Street; and declaring an emergency. (4/26/21)

FIRST READING & REFERRED - Up For Public Hearing May 24, 2021:

- 6 ORDINANCE authorizing a Conditional Use to construct a car wash at 497 E. Waterloo Road; and declaring an emergency. (4/26/21)

FIRST READING & REFERRED:

- 7 ORDINANCE authorizing the Mayor to implement the Temporary Summer Patio Program; approving the guidelines for the Temporary Summer Patio Program permit; and declaring an emergency. (4/26/21)

TIME:

- 8 D-217 Petition of Jason Fenton, dba Express Wash Concepts, for a Conditional Use to construct a car wash at 497 East Waterloo Road (PC-2021-04-CU) (4/12/21)
- 9 D-218 Petition of City Scrap and Salvage for a Conditional Use to expand and sale of City-owned land at 655 W. Wilbeth Road (PC-2021-05-CU&S) (4/12/21)
- 10 D-219 Petition of Sheila K. Hammons for a Conditional Use to construct an oversized garage at 280 Selden Avenue (PC-2021-06-CU) (4/12/21)
- 11 D-220 Petition of Vito Testa for a Conditional Use to construct a soccer field on the south side of Dartmore Avenue at Sycamore Street (PC-2021-07-CU) (4/12/21)
- 12 D-221 Petition of Bridgestone Americas Tire Operations LLC for a Conditional Use to install a rooftop sign at 1670-1700 Firestone Parkway (PC-2021-08-CU) (4/12/21)
- 13 D-223 Petition of Dan Guardo for a Conditional Use to expand a construction yard and to vary the building line setback for a building addition at 31 E. Lods Street (PC-2021-13-CU) (4/12/21)
- 14 ORDINANCE authorizing a Conditional Use to construct a horticulture and volunteer center at 714 N. Portage Path; and declaring an emergency. (Public Hearing was held - January 11, 2021)

- 15 D-159 Petition of Stan Hywet Hall and Gardens, Inc., for a Conditional Use to construct a horticulture and volunteer center at 714 North Portage Path. (PC-2020-78-CU) (11/23/20)
- 16 ORDINANCE amending/supplementing Title 15, Chapter 153, "Zoning Code", Section 153.140 "Definitions" and Section 153.310 "Business and Industry requirements" establishing a form-based Urban Overlay district for the East Market Street Corridor; and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 17 ORDINANCE amending The Zoning Map by changing the Commercial Use District Classification (U4, H4, A5) on property located on the north side of East Exchange Street, west of South Arlington Street, and changing the Commercial Use District (U4, H2, A4 and U4, H2, A1) on property located on the east side of South Arlington Street, south of East Exchange Street, to Retail Business Use District (U3, H2, A4); and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 18 ORDINANCE authorizing a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue; and declaring an emergency. (Public Hearing was held 6/29/20)
- 19 D-45 Petition of Ngwe Tun for a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue (PC-2020-09-CU) (3/16/20)
- 20 ORDINANCE authorizing a Conditional Use to construct a parking lot on the east side of W. Center Street (PN 6716587); and declaring an emergency. (Public Hearing was held October 21, 2019)
- 21 D-774 Petition of Community Action Agency for a Conditional Use to construct a parking lot and the sale of City-owned land on W. Center Street. (Parcel No. 6716587) (PC-2019-63-CU & S) (9/16/19)
- 22 ORDINANCE authorizing a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road; and declaring an emergency. (Public Hearing was held 6/25/18)
- 23 D-505 Petition of Joe Blough (Elegant Homes) for a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road. (PC-2018-15-CU) (6/4/18)
- 24 D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)

FILED:

- 25 D-222 Petition of Akron Symphony Orchestra for a Conditional Use to establish a musical arts center at 133 Merriman Road (PC-2021-09-CU) (4/12/21)

PUBLIC SERVICE (T. Samples, Chair)

NO ITEMS

PUBLIC UTILITIES & GREEN (R. Swirsky, Chair)

NO ITEMS

PUBLIC SAFETY (D. Kammer, Chair)

FIRST READING & REFERRED:

- 1 RESOLUTION supporting H.R. 1280, known as the George Floyd Justice in Policing Act of 2021, and urging its passage by the U.S. Senate; and declaring an emergency. (4/26/21)

PARKS & RECREATION (R. Neal, Chair)

NO ITEMS

HOUSING & NEIGHBORHOOD ASSISTANCE (J. Fusco, Chair)

TIME

- 1 ORDINANCE amending and/or supplementing Title 15 "Land Usage," Chapter 150 "Environmental Health Housing Code" to add Sections 150.51 and 150.52 to create legal defenses in an eviction matter for tenants who attempt to tender all past due rental payments to a landlord and capping the amount of reasonable late fees that a landlord may impose on a tenant; and declaring an emergency. (Substitute read in 4/19/21)
- 2 ORDINANCE amending and/or supplementing Title 3, Chapter 38 "Unlawful Discrimination," Section 38.01 "Definitions" of the Code of Ordinances of the City of Akron to prohibit discrimination on the basis of lawful source of income; and declaring an emergency. (4/5/21)

HEALTH & SOCIAL SERVICES (L. Omobien, Chair)

NO ITEMS

FILED

- 1 D-233. 2021 MT 300 Report (Street cleaning/street lighting)
- 2 D-234. 2021 MT 301 Report (Street cleaning/street lighting)

- 3 D-235 City of Akron Economic Diversity and Inclusion Year-End 2020 City Council Report. April 26, 2021
- 4 D-236 Notice of Transfer of D5, D6 liquor permit to Tip Em Up Tavern LLC, 1854 Newton St (Ward 10)
- 5 D-237 Notice of New C2 liquor permit to Dolgen Midwest LLC, dba Dollar General Store 21922, 588 E. Exchange (Ward 5)
- 6 D-238 Notice of New D5 liquor permit to Bar 91 Ellet LLC, 231 Darrow Road (Ward 6)
- 7 D-239 Notice of Transfer of D5 D6 liquor permit to K & DS Lounge LLC, 1881 E. Market St (Ward 10)
- 8 D-240 Notice of Transfer of C1, C2 liquor permit to Salti LLC Lorenzo Drive Thru, 422 E Exchange (Ward 3)
- 9 D-241 Notice of Transfer of C1, C2 liquor permit to Legends Mini Mart LLC, 713 E Wilbeth Road (Ward 7)
- 10 D-242 Notice of Appeal from Administrative Order -R & M Baker Real Estate Investments regarding conditional use request at 119 South Maple

ORDINANCES & RESOLUTIONS PASSED AT PREVIOUS MEETING

- 1 ORD 93-2021 amending/supplementing Title 15, Chapter 153, "Zoning Code", Article 11 "Board of Zoning Appeals", Section 153.404 "Jurisdiction-Variations" by disallowing the application for a variance after the prior Conditional Use request was denied by City Council; and declaring an emergency. VOTE 12-0 (Swirsky Absent)
- 2 ORD 94-2021 authorizing the Mayor, or his designee, to enter into a contract or contracts with the Board of Education of the Akron Public School District for the Community Learning Centers' Akron After School Program in order to provide learning enrichment activities; and declaring an emergency. VOTE 12-0 (Swirsky Absent)
- 3 ORD 95-2021 approving the sale of City-owned property pursuant to the City's "A Lot for a Little" Program, in order to facilitate the productive re-use of the property and to reduce the cost to the City and the taxpayers in maintaining vacant lots; determining said property is not needed for public use; and declaring an emergency. VOTE 12-0 (Swirsky Absent)
- 4 RES 96-2021 declaring it necessary to improve certain streets in the City, between certain termini, by providing street-cleaning services and street

lighting; and declaring an emergency. VOTE 12-0 (Swirsky Absent)

- 5 ORD 97-2021 authorizing the Director of Public Service, after publicly advertising for bids, to enter into a three-year contract for professional maintenance and asset management of City-owned water storage tanks; and declaring an emergency. VOTE 12-0 (Swirsky Absent)
- 6 ORD 98-2021 authorizing the Director of Public Service and the Purchasing Agent to enter into contracts for the construction and purchase of materials for the maintenance of the Good Park Golf Course facilities, including sand bunkers; and declaring an emergency. VOTE 12-0 (Swirsky Absent)
- 7 ORD 99-2021 authorizing the Director of Law to enter into a contract with the Summit County Public Defender Commission to provide legal services for indigent defendants in Akron Municipal Court, in accordance with the requirements of the Constitution of the United States with respect to the provision of legal representation to indigent defendants; and declaring an emergency. VOTE 12-0 (Swirsky Absent)
- 8 RES 100-2021 urging the citizens of Akron to vote “yes” on Issue 10, the Akron-Summit County Public Library renewal levy, at the May 4, 2021 primary election, to support the valuable and essential services that the Library offers to the greater Akron community; and declaring an emergency. VOTE 11-0 (Neal Abstained) (Swirsky Absent)

COMMITTEE MEETINGS

Scheduled for: May 3, 2021

12:00 P.M.	Public Safety	2:30 P.M.	Health & Social Services
1:00 P.M.	Planning & Economic Development	2:45 P.M.	Public Utilities & Green
1:45 P.M.	Parks & Recreation	3:00 P.M.	Budget & Finance
2:00 P.M.	Public Service	3:15 P.M.	Housing & Neighborhood Assistance
2:30 P.M.	Rules		

NEW LEGISLATION WILL BE ADDED PRIOR TO THE MEETING. PLEASE CHECK BACK FOR FINALIZED AGENDA.